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| APPLICATION NUMBER | FILING OR 371 (c) DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|------------------------|-------------------------|------------------------|
| 10/823,290 | 04/13/2004 | Franklin Fulton Simpson | BEAS-1260US3 |

23910
 FLIESLER MEYER, LLP
 FOUR EMBARCADERO CENTER
 SUITE 400
 SAN FRANCISCO, CA 94111

CONFIRMATION NO. 4546

FORMALITIES LETTER



OC000000013065026

Date Mailed: 06/24/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$130** for a Large Entity

- **\$130** Late oath or declaration Surcharge.

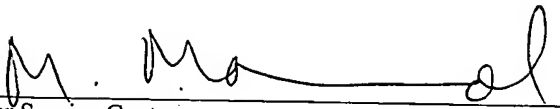
Replies should be mailed to: Mail Stop Missing Parts
 Commissioner for Patents
 P.O. Box 1450
 Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

08/16/2004 FFAHAI2 00000032 10823290

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130.00 OP

A handwritten signature in black ink, appearing to read "M. M. al", is written over a horizontal line.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application

Inventor: Franklin Fulton Simpson
Appln. No.: 10/823,290
Confirm. No.: 4546
Filed: 04/13/2004
Title: METHOD FOR COMMON MANAGEMENT
MODEL FOR DISTRIBUTED SERVER
NETWORK

PATENT APPLICATION

Art Unit: 2171
Examiner:

Customer No.: 23910

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8

I hereby certify that this correspondence is being deposited in the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Art Unit 2171, Alexandria, Virginia 22313-1450, on August 10, 2004

(Attorney Signature)

Stephen R. Bachmann, Reg. No. 50,806
Signature Date: August 10, 2004

RESPONSE TO NOTICE TO FILE MISSING PARTS

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Art Unit 2171
Alexandria, VA 22313-1450

Sir:

In response to the Notice to File Missing Parts of Application -- Filing Date Granted, dated 06/24/2004, enclosed are the following documents in connection with the above-identified application:

| | |
|---------------|---|
| <u>✓</u> | Copy of Notice to File Missing Parts -- Filing Date Granted |
| <u>✓</u> | Declaration for Patent Application |
| <u> </u> | Assignment and Assignment Recordation Form Cover Sheet |
| <u> </u> | Power of Attorney |

_____ Petition for an Extension of Time pursuant to 37 C.F.R. §1.136(a) for responding to the Notice to File Missing Parts

_____ Information Disclosure Statement under 37 C.F.R. §1.56

_____ Preliminary Amendment

Small Entity Statement

_____ Applicant(s) qualify for small entity status under 37 C.F.R. § 1.27.

Patent Application Filing Fee

The patent application filing fee (if applicable) is calculated as shown below:

| For | Number Filed | Number Extra | Rate Small Entity/Other Than Small Entity | Total |
|--|--------------|--------------|---|-------|
| BASIC FEE (37 CFR 1.16(a)) | | | \$385.00 \$770.00 | \$ |
| TOTAL CLAIMS (37 CFR 1.16(c)) | ____ - 20 | ____ * | X \$ 9.00 X \$ 18.00 | \$ |
| INDEPENDENT CLAIMS (37 CFR 1.16(b)) | ____ - 3 | ____ * | X \$ 43.00 X \$ 86.00 | \$ |
| MULTIPLE DEPENDENT CLAIM PRESENT (37 CFR 1.16(d)) | | | + \$145.00 + \$290.00 | \$ |
| | | | TOTAL | \$ |

*If the difference in column 1 is less than zero, enter "0" in column 2.

Total Fee

The Total Fee associated with this communication has been calculated as shown below:

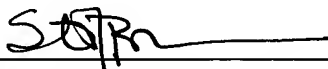
| | | |
|----------------|--|----------|
| — | Patent application filing fee | \$ |
| — | Net fee for extension of time | \$ |
| — | Assignment recording fee (\$40.00) | \$ |
| ✓ | Surcharge under 37 C.F.R. §1.16(e) for late filing of filing fee or Declaration: | |
| ✓ | Large Entity \$130.00 | \$130.00 |
| — | Small Entity \$ 65.00 | \$ |
| TOTAL FEE DUE: | | \$130.00 |

Method of Payment of Fees

- ☒ A check in the amount of the TOTAL FEE DUE is enclosed.
- ☒ The Commissioner is hereby authorized to charge any deficiencies or credit overpayment to Deposit Account No. 06-1325. A duplicate copy of this authorization is enclosed.

Respectfully submitted,

Date: August 10, 2004

By: 
Stephen R. Bachmann
Reg. No. 50,806

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